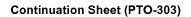
Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
10/792,057	YAMAUCHI ET AL.		
Examiner	Art Unit		
ASHER KHAN	2621		

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The MAILING DATE of this communication appear	ars on the cover sheet with the c	correspondence add	ress
THE REPLY FILED <u>25 September 2009</u> FAILS TO PLACE THIS	S APPLICATION IN CONDITION F	OR ALLOWANCE.	
1. The reply was filed after a final rejection, but prior to or on application, applicant must timely file one of the following r application in condition for allowance; (2) a Notice of Appe for Continued Examination (RCE) in compliance with 37 C periods:	the same day as filing a Notice of A eplies: (1) an amendment, affidavi al (with appeal fee) in compliance	Appeal. To avoid abar t, or other evidence, w with 37 CFR 41.31; or	hich places the (3) a Request
a) The period for reply expiresmonths from the mailing b) The period for reply expires on: (1) the mailing date of this Ac no event, however, will the statutory period for reply expire la Examiner Note: If box 1 is checked, check either box (a) or (t MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f	dvisory Action, or (2) the date set forth ter than SIX MONTHS from the mailing b). ONLY CHECK BOX (b) WHEN THE	g date of the final rejection	n.
Extensions of time may be obtained under 37 CFR 1.136(a). The date of have been filed is the date for purposes of determining the period of extender 37 CFR 1.17(a) is calculated from: (1) the expiration date of the sleet forth in (b) above, if checked. Any reply received by the Office later may reduce any earned patent term adjustment. See 37 CFR 1.704(b). NOTICE OF APPEAL	on which the petition under 37 CFR 1.1 ension and the corresponding amount of hortened statutory period for reply origi	of the fee. The appropria nally set in the final Offic	ate extension fee e action; or (2) as
 The Notice of Appeal was filed on A brief in compl filing the Notice of Appeal (37 CFR 41.37(a)), or any exten Notice of Appeal has been filed, any reply must be filed with AMENDMENTS 	sion thereof (37 CFR 41.37(e)), to	avoid dismissal of the	
 3. The proposed amendment(s) filed after a final rejection, b (a) They raise new issues that would require further con (b) They raise the issue of new matter (see NOTE below (c) They are not deemed to place the application in bett appeal; and/or 	sideration and/or search (see NOī v);	ΓE below);	
 (d) ☐ They present additional claims without canceling a converse NOTE: See attached Response to Amendment. (Sample of the Amendments are not in compliance with 37 CFR 1.12 	ee 37 CFR 1.116 and 41.33(a)). 1. See attached Notice of Non-Co		PTOL-324).
 5. Applicant's reply has overcome the following rejection(s): 6. Newly proposed or amended claim(s) would be allowed non-allowable claim(s). 	•	imely filed amendmer	nt canceling the
7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is prove The status of the claim(s) is (or will be) as follows: Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: 1-21. Claim(s) withdrawn from consideration:		l be entered and an ex	xplanation of
AFFIDAVIT OR OTHER EVIDENCE			
 The affidavit or other evidence filed after a final action, but because applicant failed to provide a showing of good and was not earlier presented. See 37 CFR 1.116(e). 			
9. The affidavit or other evidence filed after the date of filing a entered because the affidavit or other evidence failed to over showing a good and sufficient reasons why it is necessary	vercome <u>all</u> rejections under appea	al and/or appellant fails	s to provide a
10. The affidavit or other evidence is entered. An explanation	of the status of the claims after er	ntry is below or attach	ed.
REQUEST FOR RECONSIDERATION/OTHER 11. ☐ The request for reconsideration has been considered but	does NOT place the application in	condition for allowan	ce because:
12. Note the attached Information <i>Disclosure Statement</i> (s). (label{eq:13. Other:	PTO/SB/08) Paper No(s)		
/Marsha D. Banks-Harold/ Supervisory Patent Examiner, Art Unit 2621	/A. K./ Examiner, Art Unit 2621		



Application No.